

IN THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE

IN RE:

AT&T COMMUNICATIONS OF THE  
SOUTH CENTRAL STATES, INC.,  
TARIFF TO IMPLEMENT \$1.40  
DIRECTORY ASSISTANCE CHARGE

)  
)  
) DOCKET NO. \_\_\_\_\_  
)  
) TARIFF NO. 99-00757

RECEIVED  
REGULATORY DIVISION  
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NASHVILLE, TENNESSEE  
TENN. SECRETARY

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CONSUMER ADVOCATE DIVISION'S FIRST AMENDMENT TO ITS COMPLAINT  
REGARDING AT&T'S PUBLIC NOTICE OF PROPOSED RATE INCREASE

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Comes the Consumer Advocate Division of the Office of the Attorney General for the State of Tennessee, and hereby sets forth its First Amendment to Its Complaint regarding AT&T's public notice of its proposed rate increase for directory assistance from \$0.00 to \$1.40.

In a prior pleading entitled Complaint and Petition for Information, filed October 29, 1999, the Consumer Advocate Division maintained that AT&T's public notice of its proposed rate increase was defective. As a result of that filing AT&T re-published its notice. The notice, however, is still defective because:

1. The notice fails to state the reasons for the proposed increase as required by Rule 1220-4-1.-05 (Petitions for Revisions of Rates).
2. The notice fails to properly identify the persons to whom it is addressed

because it is given to customers of an entity identified as "AT&T Communications of the South Central States, Inc.," not customers of "AT&T," the name appearing on the bills of customers of AT&T. Thus, anyone reading the notice would not have a reasonable basis to know that he or she was to be affected by the proposed change.

### **ARGUMENT**

**1. AT&T'S NOTICE FAILS TO STATE THE REASONS FOR THE PROPOSED INCREASE**

Rule 1220-4-1-.05(1)(b) provides as follows:

(b) A utility shall cause a summary of the proposed changes and the reasons for them to be published in a newspaper of general circulation located in the utility's service area. (Emphasis added.)

In the present case, AT&T has filed the text of the notice at issue as part of a pleading entitled Reply of AT&T Communication of the South Central States, Inc to Complaint and Petition for Information Filed by Consumer Advocate Division. This notice contains no reference to the reasons for the proposed increase. Accordingly, the notice violates Rule 1220-4-1-.05.

**2. THE NOTICE FAILS TO PROPERLY IDENTIFY THE PERSONS TO WHOM IT IS ADDRESSED**

AT&T's notice of its proposed increase is addressed as follows:

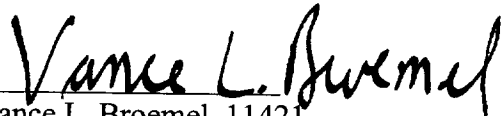
**PUBLIC NOTICE**  
To The Customers of AT&T Communications  
Of the South Central States, Inc.

There is no evidence in the record, however, that any of the persons to be affected by the proposed increase identify themselves as customers of "AT&T Communications of the South Central States, Inc.," rather than as customers of "AT&T." Accordingly, a person reading the notice would not know that he or she is to be affected by the proposed increase. At most, therefore, the notice is only effective as to persons who have a contract with an entity known as "AT&T Communications of the South Central States, Inc." and whose bills refer to this particular entity.

### CONCLUSION

For the foregoing reasons, the Tennessee Regulatory Authority should find that AT&T's notice is defective.

Respectfully submitted,

  
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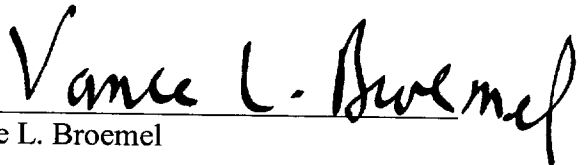
### Certificate of Service

I hereby certify that a true and correct copy of the First Amendment to Its Complaint Regarding AT&T's Public Notice of Proposed Rate Increase was served on parties below via U.S. Mail, postage prepaid, this November 30, 1999.

James Lamoureux, Esquire

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